

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

MARIA MARTINEZ	§	
	§	CIVIL ACTION NO. 2:13-cv-538-JRG
v.	§	
	§	JURY DEMANDED
WAL-MART STORES, INC. and	§	
WAL-MART STORES TEXAS, LLC	§	

**MOTION FOR DISMISSAL**

TO THE HONORABLE UNITED STATES DISTRICT COURT:

NOW COMES MARIA MARTINEZ, Plaintiff in the above entitled and numbered cause, and hereby files this Motion to Dismiss and would respectfully show the Court the following:

1. Plaintiff no longer desires to prosecute her causes of action as alleged in Plaintiff's Complaint on file in this cause, and requests the Court to dismiss such causes of action as to all Defendants with prejudice with costs to be paid by the party incurring same.

**CERTIFICATE OF CONFERENCE**

2. The undersigned Counsel and the Counsel for the Defendant have complied with the meet and confer requirement set out in Local Rule cv-7(h) 3. Defense counsel does not oppose the filing of this motion.

WHEREFORE, PREMISES CONSIDERED, Plaintiff prays the above entitled and numbered cause be dismissed as to all Defendants with prejudice with costs to be paid by the party incurring same.

Respectfully submitted,

LUKE BICKHAM, P.C.  
515 South Vine  
Tyler, Texas 75702  
Telephone: (903) 533-8820  
luke@lukebickham.com

By: /s/ Luke Bickham  
LUKE BICKHAM  
State Bar No. 00787080

ATTORNEY IN CHARGE

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document has been forwarded on this 27 day of March 2014, via the method indicated to all counsel of record, as set forth below:

_____	Certified Mail	_____	Hand Delivery
<u>x</u> _____	U.S. Mail	_____	Express Mail
_____	Electronic Mail	_____	Fax

/s/ Luke Bickham  
LUKE F. BICKHAM

Ed Merritt  
Jessica LaRue  
404 North Green Street  
P.O. Drawer 2072  
Longview, Texas 75606